

# MICROFILM DIVIDER

OMB/RECORDS MANAGEMENT DIVISION

SFN 2053 (2/85) 5M



ROLL NUMBER

DESCRIPTION

1192

2005 HOUSE JUDICIARY

HB 1192

2005 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB 1192

House Judiciary Committee

☐ Conference Committee

Hearing Date 1/12/05

Tape Number	Side A	Side B	Meter #
1		xx	20.7-end
2	xx		0-14

Committee Clerk Signature



Minutes: 14 members present.

**Chairman DeKrey:** We will open the hearing on HB 1192.

**Rep. David Drovdal:** I am one of the sponsors of this bill. I support this bill. I received the request as the primary sponsor of this because of the number of obligations by some other people, and I am very honored and privileged to have received that request. I went to my local sheriff and said you've got to be kidding me. We've got to have in NDCC a law saying you can hire part-time sheriff. No. This is serious, because of training, because of liability, and this needs to be done. Since I did that, I also received an e-mail from my sheriff down in Bowman County and this is even before the bill was to be heard, and he was thanking me because of the importance of this issue having to do with his department in rural areas. Of course, most of our state is rural. There is a need for this bill.

**Chairman DeKrey:** Thank you. Further testimony in support of HB 1192.

**Scott Busching, Sheriff of Williams County:** This bill actually is a housecleaning bill. We have been licensing part-time peace officers for some time, through correspondence courses and through hands-on training. When we redid our rules last fall, going through them, we found out that we can't do that. The law didn't allow for it. This is not going to do anything new. This is just going to make it legal for us to provide part-time peace officers. Some of the people in Fargo, maybe even in Bismarck, really don't care one way or the other because they have the resources to send their people to the 11 and 12 weeks of training, but I'm addressing the need in the rural counties and cities. In Slope County, there is one sheriff and a part-time peace officer, that allows the sheriff to leave and go to meetings, take a day off, etc. If he were to send his part-timer, who refuses to go to 11 weeks of training, because he is a farmer/rancher, he would leave Slope County. We have to find a mechanism for these smaller counties to put on a part-time officer. This does nothing to lower standards. This actually raises standards, because the law allows the sheriff right now to appoint a reserve officer. Reserve officers serve without remuneration, but he has to receive only the training that's decided upon by that administrator. That reserve officer is vetted full police powers, powers of arrest, power to carry firearms, whatever, with training as prescribed by the Administrator. With this part-time peace officers license, the POST board would establish rules and standards which are going to be more stringent than they were, that would require at least training in criminal law, traffic law, firearms, use of force, at the bare minimum. So a part-time peace officer would be much better trained than the reserve officers that we have now. If this bill were to pass, the POST board will establish these standards, we would move then somewhere down the road to abolish the reserve officers in the auxiliary officer corp.; thus raising standards. Again, if you get a young man that

will work part-time for you, and you send him to full-time basic, the young man is more than likely to leave you for a larger department. If you have a part-time peace officer now, that you demand that he go to 11 weeks of training, this individual might be 50, 55, or 60 years old in Bismarck, he will leave you. He won't do it. I am asking that this committee look favorably upon this. I was given instruction last fall at a combined Sheriffs and Chiefs meeting, they voted unanimously to support this bill. I passed out a couple of housekeeping amendments and they should be on your desk. They are just some wordage that needed to be changed. You will also hear testimony that we're looking for the ability to use their non-salaried reserve officers and have them go through this course, which would raise their standards also and be issued a part-time peace officer's license. We have no problem with that. There are some agencies out there, that have a reserve, they're not paid, they're volunteers. Many of them are retired peace officers, many of them are military people that have lots of training, but don't meet our standards necessarily, but they would be allowed to, if it were amended that way, attend that part-time peace officer's course and obtain that license, we have no problem with that.

**Representative Delmore:** Will the POST board be the only people that can license and take care of these individuals.

**Scott Busching:** That is correct. The POST board is charged by law with establishing standards and licensing peace officers. I can assure you, as the president of the POST board, that those standards will increase for part-time peace officers from what they were, they will increase.

**Representative Kretschmar:** On page 1 in your definition of the part-time peace officer, you have that they don't work for more than an average of 20 hrs/week. I'm wondering if that

restricts people a little bit. You might have some situation in a smaller community, where they got 25 hr/week. Would it be better to say, "less than 40 hrs".

**Scott Busching:** We really wouldn't have a problem with that. What we are trying to avoid here, people who will work 20 hr/wk for city A, 20 hr/wk for city B, basically working full-time on a less than a full-time license and that's what we want to get around. We don't want to have full-time people out there without the full-time training. So if we limit it to 20 hrs, averaged over a one year period. One week he may work 40 hrs., the next week he may work 5 hrs. So it is averaged out over a one-year period, according to the rules and regulations that we have in our rules.

**Chairman DeKrey:** So by June 30th, he could be done working for the rest of the year. If he had put in 40 hrs/week for six months, he couldn't work the next six months. That's correct. If he is working that many hours, and the city is paying for that many hours, we feel that he should go to the full-time. He has basically become a full time peace officer and should meet those standards.

**Representative Koppelman:** I am wondering about the wording you have here on page 1, section 2, it wouldn't cover you if we did what Representative Kretschmar suggested, saying less than an average of 40 hr/wk, who is employed by a criminal justice agency of the state. I suppose we could say a criminal justice agency or cumulative criminal justice agencies of the state for less than 40 hrs. Which would get at your concern for someone possibly working 20 hrs here and 20 hrs there and cumulative would mean full-time and not have the proper training.

**Scott Busching:** That's correct. Those are already addressed in the POST board rules, and the rules, if this would pass, the rules would be changed to include that in there. What we don't want

to happen, is for cities to work a person close to full-time, 35 hrs/wk and not have a responsibility to train that officer. We don't think that is right. This is just to address the person that is just working 20 hr/week or less. If we go over that, we feel that we are going to open ourselves for administrator abuse on it. We used to issue a limited license for the part-timers that would allow them full police powers, and give them one year to complete the training, but what would happen is during the summer time a lot of administrators would hire these people with no intention of ever sending them to training, they would work them for the summer, and then they would go back to college or wherever they were working. They would work them during fairs, etc. We were having untrained officers on the street, no training at all. They were pretty much full-time because of that averaging out and the other city picking them up and working another 20 hrs. We just want to limit it to 20 hrs. But averaged out over the year so that they could work more during busy times and less during off periods. We don't want less than adequately trained officers on the street. We want to provide an avenue for administrators that can't afford a full-time officer, or they'll leave them for the full-time.

**Representative Koppelman:** So you are comfortable with the average of 20 hr/week takes care of that, doesn't go over the line.

**Scott Busching:** Yes.

**Representative Koppelman:** My second question concerns items 4 and 5 on page 2. It basically limits what a part-time peace officer may do off duty. Are those limitations also in existence for full-time officers.

**Scott Busching:** No they're not. Full-time peace officers may carry a firearm at any time.

Full-time peace officers are considered on-duty at all times. We want these folks to have to work

under the direct supervision of a full-time police officer, supervisor, administrator, etc. We don't want these partially trained officers out there, making decisions on their own, off duty.

**Representative Koppelman:** Can you envision a situation though, in rural counties or small towns, where it might be advantageous to have someone permanent part-time, they've been doing this for 10 years where you need them to have some of those kinds of authorities or options.

**Scott Busching:** I agree with you, they were put in there to make it a little more palatable. Personally, I feel that if an officer is trained, and I trust him and hire him, I want a cop. I wouldn't have any problem with him having authority. We grant authority to every citizen, with a concealed weapons permit to carry a weapon off-duty. Every person has a right to make an arrest.

**Representative Onstad:** You're going to set criteria or some instructions in the POST board, and typically right now, it is 12 weeks to go through a course. Do you anticipate that this could be a course, or on-the-job training.

**Scott Busching:** My vision right now, is a minimum of two weeks at the police academy covering criminal, traffic, use of force, and firearms. Those are the things that probably get us into trouble more than anything else. They would be trained as well as any other officer. I do envision either a correspondence course that would be set up or a training curriculum that would have to be done by the administrator or certified state police instructor, of which I am. I can teach police classes. These part-time officers will also have to complete all of the requirements of a full-time officer concerning psychological tests, background, firearm certification, firearms testing. It is waiving the basic 12 week course. What we've done before is 2 days in the



classroom, and a correspondence course to be completed. That was it, along with the firearms certification. I envision at least two weeks. We want to ease up on the requirements for the part-timers in Slope County and some of these small rural counties, but we want to make it tough enough so that we're not getting every wannabe, to come in there, tote a badge, and sling a gun. We want to make sure that they are ready to make a commitment to a part-time law enforcement career and the commitment is going to be severe enough that we're going to weed out many of those who just think that this is going to be fun for awhile.

**Representative Onstad:** If people were reluctant to go to training because it was time away from their job, could part of the training be by IVN from the law enforcement center up here.

**Scott Busching:** There are many avenues using the electronic media right now. I think every courthouse in the state, has set up an IVN. There is law enforcement network that is televised off a satellite, there are numerous video disks out there, that the POST board has approved for training, we are doing this for our full-timers too, because it simply is too tough to get people to Bismarck. We are having a tough time training our full-time officers.

**Representative Charging:** I know in my district, the second largest rural district, without the auxiliary and reserve, we wouldn't have people on the job right now. This is a great improvement. How many people are in the reserve in ND in auxiliary positions.

**Scott Busching:** I don't know. We've asked that question before and I heard that Cass County has 28, Minot has 15, so we're close to 40 already. I would have 7 or 8 myself that could help me out and actually they are my correctional officers, so they work for me full time anyway, but through my cross-training, I train my patrol officers as correctional officers, and I want to train

my correctional officers, with this part-time course, there would be a lot more flexibility, so when corrections is down, I can say you are going to work at the fair, I need you here.

**Representative Koppelman:** If we were to remove those two items I referred to, 4 and 5 on page 2, would you be comfortable that it would work well. Your department can decide how you are going to regulate your staff. Yet it wouldn't prohibit you from saying, I need you to work here or there.

**Scott Busching:** Exactly right. I am the administrator. I can establish policies of when my people are going to carry firearms and when they are not. So if I have that situation, say I have three part-timers that are top-notch, and I have full faith in them, no questions about them, that would allow me to say, I want you armed off-duty, I encourage you to be armed off-duty, as my policy states now. We don't demand it, but we encourage it. That would allow them to be included in this.

**Representative Koppelman:** You would favor that.

**Scott Busching:** I would.

**Chairman DeKrey:** The reverse would be true too, if you had a young person, who is really itching to carry a gun, you can say that I can't do that, because state law prohibits that.

**Representative Delmore:** Because we looked at concealed weapons and those types of things before, and I know police officers are exempt, there may be a time when you would just as soon somebody not be in a large crowd carrying a weapon, if they really are totally under your auspices. Would you not agree.

**Scott Busching:** Yes, however, if I put that much trust in an individual, and a minimum amount of training, there are people in that large crowd, that are carrying legally or illegally anyway. My

policy states that I encourage you to carry a firearm while off duty, it's not required and I will not hold you liable if something happened and you could have taken action and you didn't because you were unarmed; however, I don't let you go into the bar and drink with your firearm on.

**Representative Koppelman:** As I look at # 4 here, I'm wondering if as you pointed out earlier, that citizens have the right to arrest. But item 4 here, specifically prohibits a part-time licensed peace officer from exercising that authority when off duty.

**Scott Busching:** It says that you may not exercise peace officer duties, but I don't feel it takes away his rights as a citizen.

**Representative Koppelman:** I know that isn't your intent, but as I read it, it prohibits that person from exercising peace officer duties, including the exercise of arrest authority when off duty. I can see an attorney reading that and saying this off-duty police officer arrested this person, but we're going to throw this thing out because the law says he can't, even though a citizen might be able to.

**Scott Busching:** With my people I will take care of them. That doesn't have to be in there for my folks.

**Chairman DeKrey:** Thank you. Further testimony in support.

**Jim Thoreson, Chief Deputy Sheriff in Cass County:** Support (see written testimony).

**Representative Bernstein:** Being you have a lot of experience with part-time police officers, how often do you work, we've talked about the various hours some work, what is your experience on that.

**Jim Thoreson:** I would guess that over a course of a year, our people are working in the area of 10-15 hr/week; during our 9 day run at the fair, they are probably putting in 70 hrs/wk but over the course of a year, I would guess they are averaging 10-15 hr/wk.

**Chairman DeKrey:** Thank you. Further testimony in support.

**Patrick Connor, volunteer for Cass County Sheriff's Office:** I am a volunteer for the sheriff's department, in the reserve unit we call ourselves the emergency services unit. I am starting my 16th year there. Support the bill (see written testimony).

**Representative Delmore:** I admire you and your fellow colleagues for what you do as volunteers. That is really a community service that has to be very valuable from where you are. Are there paid reservists as well, or is everybody there a volunteer.

**Patrick Connor:** We are volunteer, but we do receive a \$30/mo stipend, and that's basically to try to cover some of our expenses. The county does provide uniforms, does provide the basic equipment, but if we want to upgrade our equipment, for example a vest, we buy our own vest.

**Representative Boehning:** With going to the part-time peace officers, would you be willing to go to the part-time part of it, you just want to stay in the reserve, what is your opinion on that. Is that something you would look at and be willing to do.

**Patrick Connor:** I've been through the part-time course. When I started the part-time course was available, I went through it. Currently we have about 10 members who have been through the part-time course, the rest have not. I can't answer whether or not they would go through it. I would hope they would, I think most of them would. We have a number of people who have gone through the full-time course up at Devils Lake on their own; paid their own way and taken

their own time to go up there. We have some people who are very sincere, very earnest about the profession.

**Chairman DeKrey:** Thank you. Further testimony in support of 1192.

**Ryan Ziliak, Chief Ward County Sheriff Reserve:** Support (see written testimony).

**Chairman DeKrey:** Are you going to finish up your career in the Air Force in Minot.

**Ryan Ziliak:** Yes.

**Chairman DeKrey:** How many years have you been doing this.

**Ryan Ziliak:** I have been doing this for 13 years.

**Chairman DeKrey:** You've been able to stay in Minot for that long.

**Ryan Ziliak:** I've been at Minot for 16 of my 18.5 years.

**Chairman DeKrey:** Because it's a popular place to be. Have you ever shot on the National Guard range east of New Rockford.

**Ryan Ziliak:** No sir.

**Chairman DeKrey:** Because we get people from Minot and Grand Forks Air Force Bases, down there using our ranges.

**Ryan Ziliak:** In my Air Force career, I am a missile maintenance technician.

**Chairman DeKrey:** You don't have security clearance.

**Ryan Ziliak:** No, that's what a lot of people think, that I'm security forces, but I do work a missile maintenance job that allows me more time... And we do have a lot of security forces personnel that would want to get into our organization, but are limited right now.

**Chairman DeKrey:** Thank you. Further testimony in support of HB 1192.

**Capt. Bill Brown, Minot Police Dept.:** I support this bill (see written testimony). We will not only match the requirements that the POST board sets out, we will exceed them. I would also like to ask this committee for their consideration to also consider in this bill, not only the salaried, but also the volunteers who work in a non-salaried basis as well. Some agencies can't even afford to pay the volunteers the salaries that are mentioned, we would like your consideration in that bill as well.

**Chairman DeKrey:** Do we have to put an amendment in for that.

**Capt. Bill Brown:** I believe there would have to be something to include non-paid volunteers.

**Representative Delmore:** Do you see any problem with that as we look at the POST board looks at that. Would they set up two categories, one for the training needed by paid reservists and training needed by a volunteer reservists. Create two tiers.

**Capt. Bill Brown:** I would not be in favor of that. I would expect them to meet the exact same standards as set forth for any part-time paid officer and from talking with Mr. Ziliak, I can speak for him that he also agrees with my position on that.

**Chairman DeKrey:** Thank you. Further testimony in support.

**Bob Bennett, AG's Office:** Questions raised relating to the amendment to the bill. While we were waiting to come in, some questions came up as to how, what the scope of the bill was, and Ken Sorenson, AG's office has been working with the POST board. He's preparing some amendments. There can be amendments to this bill to allow non-salaried individuals. The bill was originally intended to as we understood it, to be just like a full-time police officer as a public servant employed by an agency, but this would just impose the part-time standard, they want to try and bring in some of their reserves. We'd ask that you wait for the amendments.

**Representative Charging:** In regard to the individuals who are now salaried, do they have coverage.

**Bob Bennett:** One of the real purposes for the bill, was to bring the people that are not subject to the licensing within that area right now. The current law allows auxiliary, who do not have police powers, to not be licensed and can perform certain functions. We also have the reserve officers who can perform the powers of arrest, but on a non-salaried basis, and they are currently excluded from the licensing process. If we're going to have a part-time officer, I think they want to bring those people within the POST board jurisdiction to ensure that they do have the training and firearms training etc. As far as coverage, if you're talking about liability issues, that may be something the risk management people may respond to. Once they are working for the agency, the county or city, they are going to be responsible for the conduct that occurs, not only Sheriff Busching, but Williams County is going to be responsible for the people acting on behalf of Williams County as well. I think there will be a lot internal controls.

**Representative Charging:** I just want to make sure that the people who are working on that volunteer basis, they're not endangering anyone.

**Bob Bennett:** I'm sure there will be, especially with the part-time license, that puts them in a little different position than they would have otherwise have been as a non-licensee performing those functions, like a police posse or a volunteer dive & rescue team. They're still may be some coverage in the county to perform those services; but they are going to be elevated to a certain status that they would not have otherwise have had because now they are going to be licensee's of the POST board, where before they were not.

**Sheriff Busching:** I have a volunteer dive & rescue team right now, that are unpaid; however, I do pay Workmen's Comp for them; and of course, they fall under the auspices of the Williams County Sheriff's office, so that makes me and the county responsible and liable for them.

**Chairman DeKrey:** Thank you. Further testimony in support of HB 1192. Testimony in opposition to HB 1192. Mr. Bennett was your testimony in support, or just for informational purposes.

**Bob Bennett:** This has not been official, it was just for informational purposes only.

**Chairman DeKrey:** Okay. We will close the hearing on HB 1192.



2005 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB 1192

House Judiciary Committee

☐ Conference Committee

Hearing Date 1/17/05

Tape Number

2

Side A

Side B

xx

Meter #

12.7-14.5

Committee Clerk Signature



Minutes: 14 members present.

**Chairman DeKrey:** We will look at HB 1192. What are the committee's wishes.

**Representative Delmore:** I move the Attorney General's amendments.

**Representative Zaiser:** Seconded.

**Chairman DeKrey:** We will take a voice vote. Motion Carried. What are the committee's wishes in regard to HB 1192 as amended.

**Representative Onstad:** I move a Do Pass as amended.

**Representative Delmore:** Seconded.

**14 YES 0 NO 0 ABSENT DO PASS AS AMENDED CARRIER: Rep. Charging**

## **Alternative Proposed Amendments to House Bill 1192**

Page 1, line 10, after "officer" insert "license", replace "public servant" with "license issued to an individual", after "or" insert "appointed"

Page 1, line 11, replace "government agency or branch" with "a criminal justice agency of this state on a salaried or non-salaried basis"

Page 1, line 12, remove "who is employed by a criminal justice agency"

Page 1, line 13, remove the words "of this state"

Page 2, line 1, replace "employed" with "appointed"

Page 2, line 4, replace "employ" with "appoint"

Page 2, line 6, replace "employ" with "appoint"

Page 2, line 11, replace "state" with "North Dakota"

Renumber Accordingly

VR  
1/17/05

HOUSE AMENDMENTS TO HOUSE BILL NO. 1192 JUD 1/17/05

Page 1, line 10, after "officer" insert "license", replace "public servant" with "license issued to an individual", and after "or" insert "appointed"

Page 1, line 11, replace "government agency or branch" with "a criminal justice agency of this state on a salaried or nonsalaried basis"

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Page 1, line 13, remove "of this state"

HOUSE AMENDMENTS TO HOUSE BILL NO. 1192 JUD 1/17/05

Page 2, line 1, replace "employed" with "appointed"

Page 2, line 4, replace "employ" with "appoint"

Page 2, line 6, replace "employ" with "appoint"

Page 2, line 11, replace "state" with "North Dakota"

Renumber accordingly

Date: 1/17/05  
Roll Call Vote #: 1

2005 HOUSE STANDING COMMITTEE ROLL CALL VOTES  
BILL/RESOLUTION NO. 1192

HOUSE JUDICIARY COMMITTEE

☐ Check here for Conference Committee

Legislative Council Amendment Number

Action Taken Do Pass as Amended

Motion Made By Rep. Onstad Seconded By Rep. Delmore

Representatives	Yes	No	Representatives	Yes	No
Chairman DeKrey	/		Representative Delmore	/	
Representative Maragos	/		Representative Meyer	/	
Representative Bernstein	/		Representative Onstad	/	
Representative Boehning	/		Representative Zaiser	/	
Representative Charging	/				
Representative Galvin	/				
Representative Kingsbury	/				
Representative Klemin	/				
Representative Koppelman	/				
Representative Kretschmar	/				

Total (Yes) 14 No 0

Absent 0

Floor Assignment Rep. Charging

If the vote is on an amendment, briefly indicate intent:

**REPORT OF STANDING COMMITTEE**

**HB 1192: Judiciary Committee (Rep. DeKrey, Chairman) recommends AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1192 was placed on the Sixth order on the calendar.

Page 1, line 10, after "officer" insert "license", replace "public servant" with "license issued to an individual", and after "or" insert "appointed"

Page 1, line 11, replace "government agency or branch" with "a criminal justice agency of this state on a salaried or nonsalaried basis"

Page 1, line 12, remove "who is employed by a criminal justice agency"

Page 1, line 13, remove "of this state"

Page 2, line 1, replace "employed" with "appointed"

Page 2, line 4, replace "employ" with "appoint"

Page 2, line 6, replace "employ" with "appoint"

Page 2, line 11, replace "state" with "North Dakota"

Renumber accordingly

2005 SENATE JUDICIARY

HB 1192

2005 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB 1192

Senate Judiciary Committee

☐ Conference Committee

Hearing Date February 14, 2005

Tape Number	Side A	Side B	Meter #
1	X		3600 - End
		X	0.0 - 800
			1208 -1350

Committee Clerk Signature *Maria L. Solberg*

Minutes: Relating to the definition of peace officer

**Senator John Syverson**, Vice Chairman called the Judiciary committee to order. All Senators were present except for Sen. Traynor. The hearing opened with the following testimony:

**Testimony In Support of the Bill:**

**Rep David Drovdal**, Dist #39, Introduced the bill (meter 3600) On behalf of the six sheriffs department we need the P.T. helpers. They have a specific purpose and in the rural areas we can only afford the part time help.

**Scott Bushing**, Sheriff of Williams Co. (meter 3819) and Leg. Liaison for Sheriffs Assoc. and on Training Board. We have always had part time peace officers; not to exceed 20 hrs/wk and minimal training. I was approached several years ago by sheriffs across the state to come up with this bill. Most part-timers have another job and do not have the time to take a twelve week training session. When we take a person and put them through a training course we loose them

to full time work in a bigger town. The P.T. do not meet the standards and there was no authorization / prohibition in the law. Our council determined that we could not do this.

**Sen. Trenbeath** sited the statute requires a license? Yes. Then would not this be a licensing issue not a constitutional issue? The p.t. were not meeting the "standards" and that is part of the statute. We set up a lesser set of standards and that does not meet code. **Senator Syverson** asked if there was a specific training requirement for the P.T. officer? Somewhat, we have to get this hurdle over first than we have the authority to develop it. The standards will farther exceed what we are currently doing. Discussed how current law allows me to appoint "reserve" deputies at will-with full police authority including carrying a gun, the only training requirement is that they be trained by the administrator. Discussion of the appointment of an officer at a dance and liability issues.

**Jim Thoreson**, Chief Deputy Sheriff (meter 5100) Gave testimony. Att. #1.

**Pat Connor**, West Fargo Real Estate Appraiser and PT Peace Officer (meter 6000) Att. #2.

**Bill Brown**, Captain Minot Police Dept. (meter 73) Similar reserve unit in Minot and the help they were during the big train derailment. **Sen. Trenbeath** discussed why this is not specified already in the constitution and if we have done it so long, why this change now?

Allen Schlag - Police Chief of Ward Co. and Sheriff reserves (meter 473) Att. #3 Also discussed the Dive Team and Fire Department.

**Testimony in Opposition of the Bill:**

none

**Senator John Syverson**, Vice Chairman closed the Hearing

**Senator John Syverson**, Vice Chairman reopened the Hearing (meter 1208)



Page 3

Senate Judiciary Committee

Bill/Resolution Number HB 1192

Hearing Date February 14, 2005

**Senator Hacker** made the motion to Do Pass and **Sen. Nelson** seconded the motion. All were in favor and motion passes.

Carrier: **Senator Hacker**

**Senator John (Jack) T. Traynor**, Chairman closed the Hearing

Date: 2/14/05  
Roll Call Vote #: 1

2005 SENATE STANDING COMMITTEE ROLL CALL VOTES  
BILL/RESOLUTION NO. SB 1192

Senate Judiciary

Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number

Action Taken Do Pass

Motion Made By Sen Hacker

Seconded By Sen Nelson

Senators	Yes	No	Senators	Sen. Nelson	Yes	No
Sen. Traynor			Sen. Nelson	(2)	✓	
Senator Syverson	✓		Senator Triplett		✓	
Senator Hacker	(1)	✓				
Sen. Trenbeath		✓				

Total (Yes) 6 No 0

Absent 0

Floor Assignment Sen Hacker

If the vote is on an amendment, briefly indicate intent:

**REPORT OF STANDING COMMITTEE (410)**  
February 15, 2005 12:42 p.m.

**Module No: SR-30-2960**  
**Carrier: Hacker**  
**Insert LC: . Title: .**

**REPORT OF STANDING COMMITTEE**

**HB 1192, as engrossed: Judiciary Committee (Sen. Traynor, Chairman) recommends DO PASS (5 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). Engrossed HB 1192 was placed on the Fourteenth order on the calendar.**

2005 TESTIMONY

HB 1192

# Office of the Sheriff

Don Rudnick, Sheriff

January 12, 2005

Administration  
701-241-5800

Jail  
701-271-2900

Juvenile Detention  
701-241-5845

Emergency Mgmt.  
701-241-5858

Fax  
701-241-5805

Mr. Chairman and Members of the Committee:

My name is Jim Thoreson, Chief Deputy Sheriff in Cass County. I am here to testify in support of House Bill 1192.

Our agency has utilized a Reserve Unit for approximately 25 years. They are essentially a volunteer group that supplements the full-time staff in our department. They wear the same uniforms, operate county vehicles, etc.

Some of the functions they are involved in are Red River Valley Fair, Fargodome events, street dances, Red River Valley Dive Rescue Unit, Snowmobile Safety Program, snowmobile patrol, as well as jail details and patrol details.

This group meets twice per month for training and, until recently, was licensed as part-time peace officers in North Dakota. It is important to us that they continue to be licensed as part-time peace officers upon completion of the training program that is required of them. The members of the group in our department come from a variety of backgrounds and professional careers. Some are looking to enter the law enforcement field and others simply are providing a service back to the communities in which they reside.

The service they provide to the citizens of Cass County is invaluable and, quite frankly, I am not sure how we would function as an agency without them.

I urge your support of this Bill. Thank you, and I will try to answer any questions that you may have.

211 9th St. S.  
Box 488

Fargo, North Dakota 58107-0488

[www.co.cass.nd.us/sheriff](http://www.co.cass.nd.us/sheriff)

Part Time License Testimony, January 12<sup>th</sup>, 2005

My name is Patrick Connor. I reside in West Fargo and work as a real estate appraiser.

I am a volunteer for the Cass County Sheriff's Office, working as a part-time deputy sheriff, as a member of the Sheriff's Office Emergency Services Unit also known as the Reserves and am now starting my 16<sup>th</sup> year.

Previously I was employed in a full time position by the sheriffs office, first as a correctional officer and then as a field deputy.

During my time with the Sheriff's Office, I have observed the reserve program grow and evolve from its origin to its present organization.

A big step in its evolvement was the implementation of the part-time peace officer licensing with our first class graduating from the program in the fall of 1989. News reports at the time cited then Attorney General Nicholas Spaeth calling it "a significant milestone in the professionalization of law enforcement officers in North Dakota." \*\* Fargo Forum 10-5-1988, copy attached.

Until recently the North Dakota Peace Officers Standards and Training Board (POST) allowed law enforcement departments to send reserve officers through the Part-time Peace Officers Course. Successful completion of this course qualified the reserve officer for a "Part-time Law Enforcement License." This license allowed an officer to work, for pay, up to 20 hours per week averaged over a 1 year period. This arrangement provided several important benefits to the Cass County Sheriff's Reserve Program.

1. It provided a certain basic degree of training for each reserve officer. The department was able to expand upon this basic foundation by providing additional specialized training to its reserve officer such as: CPR, First Aid, OC/pepper spray, expandable baton, handcuffing, SD-2 intoxilyzer and other important additional training opportunities.
2. The issuance of a part-time law enforcement license eliminated any argument as to whether the officer had been adequately "trained" to perform the duties of a peace officer. Holding a state issued law enforcement license has been a good answer to attached by defense counsel against arrests made by unpaid volunteer reserve officers. More importantly, the issuance of this license also helped shield the law enforcement agency from civil liability based on the actions of the reserve officer. A state trained and licensed law enforcement officer is more likely deemed to be engaged in activities for which he, or she, has been "trained" as defined by state laws.

3. The part-time license also helped shield the officer from liability arising from on-the-job actions. The reserve officer is able to show that he has been "trained" to perform the duties of a law enforcement officers and this issue is important in civil liability cases involving volunteers, emergency service providers, and law enforcement personnel. Maintenance of a part-time license required annual fire-arms qualification as well as compliance with the continuing education requirements established by the POST Board. All of this is very helpful in limiting the potential liability which a reserve officer may incur in the performance of his or her duties.

The Cass County Sheriff's Office Reserve Unit currently has 28 members, all are volunteers. The Reserve Unit has a chain of command with a full time deputy assigned to the group functioning as a liaison with information regarding work activity as well as training. The Unit is supervised by another full time deputy, a patrol supervisor.

Members of the group serve with the knowledge that their actions are providing a positive benefit for the community, and a sense of pride of contributing assistance to the full time law enforcement officers. This past year our group contributed over 4,000 hours of time as unpaid deputy sheriffs. Areas of service provided ranged from patrol, assisting with civil papers, assisting with warrants, street dances, concert security, assisting with jail staff, snowmobile patrol, water safety, search and recovery of missing persons, water search and recovery of evidence from crimes, and prisoner transport.

The Cass County Sheriff's Office Reserve Unit has routinely assisted other law enforcement agencies besides the Cass County Sheriff's Office. Other agencies receiving our assistance include the West Fargo Police Department, Fargo Police Department, ND Highway Patrol, NDSU Campus Police, and the ND Parks & Rec Department.

Therefore, we would ask that the bill be approved to allow the century code to the North Dakota Century Code, to create and enact legislation relating to the part-time peace officer.



On September 22, 1989, ten individuals were the first in North Dakota to graduate and become licensed as Part Time Peace Officers. These individuals worked very hard to obtain this license and deserve some acknowledgement and a pat on the back for a job well done. The officers are shown in the photo as follows: back row, left to right - Harry Walker, Carlos (Gus) Nestler, Jeff Olson, Patrick Healey, Gary Schultz. Front row, left to right - David Brakvatne, Robert Schmleg, Scott Stenerson, David (Walt) Caron, Brent Willmeth, Lt. Arland H. Rasmussen, and Mark Gilbertson.

## Cass County Reserve Deputies in 'Vanguard' of ND Training

By TCM PANTERA  
Staff Writer

Calling it a "a significant milestone in the professionalization of law enforcement officers in North Dakota," state Attorney General Nicholas Spaeth announced the graduation of 10 Cass County reserve sheriff's deputies from a new training course.

The 10 were the first of 144 part-time or reserve deputies in the state to be licensed. All North Dakota law enforcement officers were required to be licensed as of July 1. To receive that certification, they must complete a training course.

The training program began about a year ago, Spaeth said. "It fills a big void in the state of North Dakota. Large cities and counties . . . depend on a corps of reserve officers to help them control crowds, do special events and fill other needs of law enforcement. The need for reserve and part-time officers is even more acute in the smaller cities and counties in the state, because they are often two- or three-man departments who need reserve officers to fill in when those officers are off for training or vacation."

The program is a money-saver, he said, since the cost for a part-time officer is only \$50. That cost usually is paid by the agency using the reserves.

The program lasts about a year and consists mostly of correspondence courses. Participants study patrol techniques, traffic enforcement, criminal and traffic law and human relations skills. They also take 32 hours of classroom training on handling traffic accident scenes, DUI enforcement and criminal investigations.

Cass County Sheriff Donald Rudnick said the training "will supply (the deputies with) the necessary tools and knowledge they need as they work the events, such as races, dances and concerts they will be working at."

The reserve deputies have the same authority as full-time deputies usually are teamed with full timers.

Cass county gives the reserve officers an equipment budget, but they are not paid for their time. Most have full-time jobs unrelated to law enforcement and "just want to be involved in the community and do something," Rudnick said.

The reserve deputies "take care of about a fourth of what our staff used to do," he said. "On some particular weekends, they may take care of everything our staff used to do. They have lessened the burden on the full-time staff."

Other states have similar training programs but "we're in the vanguard," Spaeth said.

About 20 percent of the 144 reserve officers in the program are women.



# Spaeth announces training program

By Patrick Springer  
STAFF WRITER

A home correspondence course to train part-time and reserve police officers will benefit North Dakota's small towns and could be a model for other rural states.

Attorney General Nicholas Spaeth and other law enforcement officials including Cass County Sheriff Don Rudnick announced the new program Thursday at a Fargo news conference.

Spaeth said the six-month correspondence course is the first of its kind in the country.

"This is really an innovation, not just at the state level, but also at the national level," Spaeth said. "This will really be important to the small, rural communities of

North Dakota."

Rural police departments and sheriff's offices, with small staffs and scarce resources, often survive with help from part-time or reserve officers, officials said.

Full-time officers still are required to take a seven-week basic training course in order to become certified, said Mark Gilbertson, the state's law enforcement training coordinator.

The correspondence course is designed to give reserve and part-time officers the knowledge they need in their role as backups who augment the full-time staff, Gilbertson said. Candidates who have passed background checks from their sponsoring departments are eligible for the \$50 course.

The five-unit course includes two 16-hour classroom periods. There are required readings, practical exercises and examinations. Students will be instructed in the fundamentals of police work, including the proper way to investigate a burglary, make an arrest and make a traffic stop.

"It's going to be very intense," Gilbertson said. "They are going to have to work," he added, referring to students. The program will begin next week.

There are already 32 applicants — 21 of them are candidates for the reserve program at the Cass County sheriff's office, Gilbertson said.

Chet Paschke, chief of the Grand

Forks Police Department, said the program, under discussion for three or four years, resulted from pleas from small communities throughout the state.

"We're proud of it, we're confident with it, and we think it's going to be a tremendous asset," Paschke said of the correspondence course. Grand Forks uses reserve officers.

Bill Hanson, chief of the five-member Hillsboro Police Department, said better training will help small town departments avoid civil liability problems from false arrests or a shooting incident.

"Small towns can't afford million-dollar lawsuits," Hanson said. "And that's what can happen with a bad arrest or a bad shoot-

Friday, November 18, 1988 A5

## Response to law officer training brisk

Grand Forks, N.D.

The North Dakota attorney general's office has received more than 70 applications for a new correspondence course to train part-time law enforcement officers.

Assistant Attorney General Bill Broer, director of the criminal justice training and statistics division, initially anticipated 100 applications, but his office receives calls about the program every day.

The course, announced last month by Attorney General Nicholas Spaeth, will mix home study with practical training.

Regional training sessions will be held on first aid, arrest methods, weapons handling, defensive and pursuit driving and testing of basic law enforcement skills.

"It will give these towns a better-trained person," Broer said. "A number of cities were using untrained people" who strapped on a gun and a badge and went to work.

The home-study portion of the program consists of courses covering traffic and criminal law, accident investigation, crime scene protection and evidence handling.

The Grand Forks Police Department will use the course to train reserve officers, said Police Chief Chet Paschke.

Park River Police Chief Marvin Sola said three men who serve as part-time and reserve officers are going to take the course, which will give them additional training they need and empower them to make arrests.

Park River has three full-time and one part-time police officers. The reserve officers help work street dances and other large functions, Sola said.



# CRIMINAL JUSTICE Newsletter

Volume 4 - Issue 1

NICHOLAS J. SPAETH, ATTORNEY GENERAL

Fall 1989



(back row l to r) Harry Walker, Carolos (Gus) Nestler, Jeff Olson, Patrick Healey, and Gary Schultz. (front row l to r) David Brakvatne, Rob Schmieg, Scott Stenersen, David (Walt) Caron, and Brent Wilmeth.

## First Class Graduates From New Course

Ten Cass County Sheriff's Department reserve officers were the first group to graduate from a new training program for part-time and reserve officers.

This course is offered by correspondence with only two required classroom sessions. "This helps part-time or reserve officers meet the new

state licensing requirement," said Attorney General Nicholas Spaeth. "Many have other jobs and can not get away for the traditional training."

At last report 144 North Dakotans had enrolled in the course which took the first group about a year to complete.

## B.C.I. Reorganization

The Drug Enforcement Unit and Criminal Justice Training and Statistics division are now both under the Bureau of Criminal Investigation. All B.C.I. divisions are located in the B.C.I. building next to the state penitentiary and they share a common phone number.

**B.C.I. phone number**  
for all divisions  
**221-6180**

Here are the B.C.I. officers:  
Director: Bill Broer  
Administrative Services: Mike Quinn,  
Chief Agent  
Criminal Division: Dick Hilde,  
Chief Agent  
Narcotics Division: Jerry Kemmet,  
Chief Agent  
Training Division: Mark Gilbertson,  
Director  
Criminal Justice Information:  
Bob Helten

## Criminal Justice Training

by Bill Broer  
B.C.I. Director

A new state law requires all North Dakota peace officers be licensed. Licensing applicants will be receiving their license certificate and a copy of the Peace Officer Standards. As with any new program, there have been some minor complications that needed to be resolved which should improve the process next year.

Agency Administrators should be aware that the major differences from past certification and new licensing procedures include the following:

- Prior to hiring a new officer, the officer must successfully complete a medical and psychological exam approved by the POST Board. Arrangements for the psychological examination can be made by contacting Mark Gilbertson (221-6180).
- Newly hired officers are required to attend the first available basic training program rather than completing the course within the first year of employment (as required by the certification program).
- Individuals will be required to pass a licensing examination before receiving their license. New license applicants will be given a limited license until they have fully satisfied the basic training and exam requirement.
- Individuals performing law enforcement duties without a license will be in violation of state law, a class B misdemeanor.

## Ward County Sheriff Reserve

### 1. Introduction:

A: Ryan S. Ziliak, Chief Ward County Sheriff Reserve.

1. I support House Bill 1192. We are a proven asset to the state and local communities providing support to law enforcement agencies during emergencies, natural disasters, and in special departmental divisions of expertise.
2. Active Duty Air Force with 18.5 years served.
3. 13 years Law Enforcement experience with the organization, and post certification.
4. 3 Years certification with the Florida Highway Patrol Auxiliary as a Trooper.

### 2: History:

1. The Ward County Civil Defense Police Auxiliary were founded in September 1973 with 50 members.
2. Organized to help flood areas, direct traffic, search and rescue.
3. After permanent dikes were completed, the directors decided that the Auxiliary should be trained in law enforcement and used by the sheriff department, police department and civil defense.

### 3: Present:

1. We transitioned into the Ward County Sheriff Reserve and issued the identical county uniform.
2. Currently our organization only has 5 officers out of 15 total with a part-time license.
3. On an average year, our officers volunteer approximately 1,500 hours training/riding.
4. We also have a Dive team assigned to us which is utilized often throughout the year.
5. Personnel have transitioned into full time Federal/State/Local agencies.
6. Officer numbers have declined due to the uncertain future of our organization.

Ward County Sheriff Reserve use examples:

1. Largest Anhydrous ammonia spill in Minot.
2. Train Derailment in Burlington (Evacuation of the city)
3. Large functions (State Fair, Hostfest, Threshing show, Parades).
4. Fire Scenes so Officers can stay on patrol.
5. Extra Courthouse security.
6. Guarding prisoners-U.S. Marshal.
7. Bomb Threats to key facilities on Election Day.
8. Search and rescue (Missing People).

4: Vision:

1. Provide the citizens/community of Ward County and surrounding areas fully trained, equipped and licensed individuals to assist in functions not normally accommodated on a daily or routine basis.
2. Transition into a Field Training Officer program, ensuring consistent training requirements and personnel are trained and evaluated constantly.
3. Familiarization with county jail operations and procedures.
4. To provide a stepping stone for career advancement in law enforcement.

5: Closing:

1. Provide a well organized Reserve that stands readily available to backup both large and small community agencies in times of emergency.
2. It has never been our intention to take the place of regular, full-time officers already in place within a department, nor deter the progress or advancement of full-time officers when departments increase personnel allotments.
3. House Bill NO. 1192 is extremely important to our organization as well as other law enforcement agencies throughout the state of North Dakota.
4. Failure of this Bill would result in a loss of valuable community service to those who have depended on our services since the establishment of this organization in 1973.
5. Thank you for your Time and effort on the bill at hand and to listening to our organization.

11 January 2005

Sheriff Vern Erck  
Ward County Sheriff's Department  
315 3rd Street SE  
Minot, North Dakota 58701

Dear Sheriff Vern Erck:

The Ward County Sheriff's reserve officers have assisted the U.S. Marshal Service on many occasions. For example, a federal prisoner at the Ward County Jail became ill and needed to be transported to the hospital by ambulance during the late evening and early morning hours. The U.S. Marshal Service in Minot North Dakota only has two deputies assigned to the area. In order to guard the prisoner at the hospital, 24 hours a day, we needed to find extra law enforcement officer's to assist us, which the Ward County Sheriff Reserve Officers were able to provide.

The Ward County Sheriff Reserve was readily available to assist our agency in our time of need. Due to staff shortages in most agencies, the Reserve Program with part-time deputies is a huge asset to our agency.

House Bill 1192 should be enacted into law in order to assist small agencies and departments in their time of need. The officers were well trained and professional in their duties.

I would recommend that the bill be put into law.

Sincerely,

// SIGNED //

KEVIN J. HOWE  
Deputy U.S. Marshal

Chairman Dekrey and Members of the Committee:

I am Capt. Bill Brown of the Minot Police Department. I presently serve as the training coordinator for our Police Department, and I also serve as the 1<sup>st</sup> Vice President for the North Dakota Peace Officers Association. I am here today to offer support for House Bill 1192 regarding the requirements for part time licensing. This bill will make it much easier for Law Enforcement agencies across the state to utilize part time peace officers. It is the intent of this bill to allow those individuals who are ~~either~~ working on a part time basis ~~or volunteering their time~~ to local Law Enforcement agencies to better assist us.

For the past decade, Law Enforcement has been having an increasingly difficult time in recruiting individuals to join this honorable profession, and as a result, we have been relying more and more upon additional assistance from part time and volunteer Law Enforcement officers. Using our own department as an example, the Ward County Law Enforcement Reserves provides invaluable assistance to us in many times of need. Mr. Ziliak has provided yet a small example of the numerous activities their organization assists us with. One of the difficulties their organization is presently experiencing is that due to the present rules or lack thereof, they are not allowed to utilize the necessary tools to perform law

enforcement functions, for example, fire arms certification. With this bill in place this would allow the Post Board and the law enforcement agencies across the state to meet the required standards to have these individuals certified and capable to provide law enforcement functions.

I would like to emphasize that should this bill pass through the Legislature, it is my intention to meet all the standards set forth by the Post Board in order to insure our part time peace officers had the same training necessary that our full time officers presently receive. Rest assured, I would not be speaking on behalf of this bill if I were not certain that these part time peace officers and volunteers were not capable or up to the task at hand.

I would like to thank you for your attention, and if you have any questions regarding my position, I would be very happy to entertain any questions you may have.

Thank you.

Att #1

CASS COUNTY  
GOVERNMENT

# Office of the Sheriff

Don Rudnick, Sheriff

February 15, 2005

Administration  
701-241-5800

Jail  
701-271-2900

Juvenile Detention  
701-241-5845

Emergency Mgmt.  
701-241-5858

Fax  
701-241-5805

Mr. Chairman and Members of the Committee:

My name is Jim Thoreson, Chief Deputy Sheriff in Cass County. I am here to testify in support of House Bill 1192.

Our agency has utilized a Reserve Unit for approximately 25 years. They are essentially a volunteer group that supplements the full-time staff in our department. They wear the same uniforms, operate county vehicles, etc.

Some of the functions they are involved in are Red River Valley Fair, Fargodome events, street dances, Red River Valley Dive Rescue Unit, Snowmobile Safety Program, snowmobile patrol, as well as jail details and patrol details.

This group meets twice per month for training and, until recently, was licensed as part-time peace officers in North Dakota. It is important to us that they continue to be licensed as part-time peace officers upon completion of the training program that is required of them. The members of the group in our department come from a variety of backgrounds and professional careers. Some are looking to enter the law enforcement field and others simply are providing a service back to the communities in which they reside.

The service they provide to the citizens of Cass County is invaluable and, quite frankly, I am not sure how we would function as an agency without them.

I urge your support of this Bill. Thank you, and I will try to answer any questions that you may have.

211 9th St. S.  
Box 488

Fargo, North Dakota 58107-0488

[www.co.cass.nd.us/sheriff](http://www.co.cass.nd.us/sheriff)



Part Time License Testimony, February 15<sup>th</sup>, 2005

My name is Patrick Connor. I reside in West Fargo and work as a real estate appraiser.

I am a volunteer for the Cass County Sheriff's Office, working as a part-time deputy sheriff, as a member of the Sheriff's Office Emergency Services Unit also known as the Reserves and am now starting my 16<sup>th</sup> year.

Previously I was employed in a full time position by the sheriffs office, first as a correctional officer and then as a field deputy.

During my time with the Sheriff's Office, I have observed the reserve program grow and evolve from its origin to its present organization.

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1. It provided a certain basic degree of training for each reserve officer. The department was able to expand upon this basic foundation by providing additional specialized training to its reserve officer such as: CPR, First Aid, OC/pepper spray, expandable baton, handcuffing, SD-2 intoxilyzer and other important additional training opportunities.
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The Cass County Sheriff's Office Reserve Unit currently has 27 members, all are volunteers. Of the 27 members, 9 currently possess the "part-time" license and 3 have "full time" licenses. The Reserve Unit has a chain of command with a full time deputy assigned to the group functioning as a liaison with information regarding work activity as well as training. The Unit is supervised by another full time deputy, a patrol supervisor.

By-Laws of the group require each member serve a minimum of 8 hours per month for the sheriff's department. Depending upon the time of year, members may serve considerably more.

A number of members of this volunteer group have moved on into full time positions in law enforcement with various agencies including the Fargo Police Department, West Fargo Police Department, HD Highway Patrol, U.S. Marshals Service, Minnesota State Patrol, Michigan State Patrol, Clay County Sheriff's Department, Cass County Sheriff's Department, as well as numerous other city and county law enforcement agencies across North Dakota.

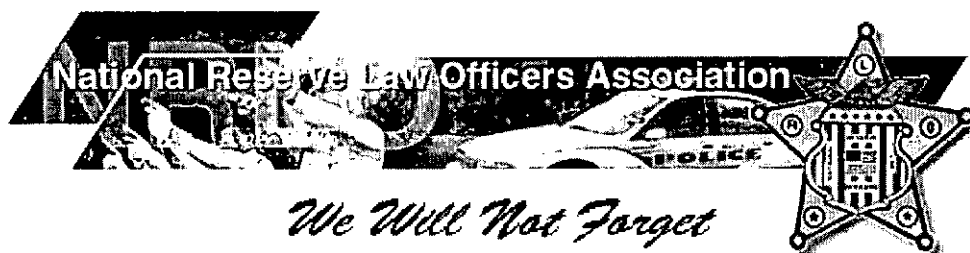
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Therefore, we would ask that HB 1192 bill be approved to allow a change to the North Dakota Century Code, to create and enact legislation relating to the part-time peace officer.

## National Reserve Law Officers Association

About NRLO	Contact NRLO	Benefits	Site Map	eTraining
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NRLO Awards	SOS Board	Guestbook	Member Account	NRLO Motto
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	Conferences			



### NRLO Salutes the Fallen

NRLO and its Members join the rest of the country in mourning for the 9-11-01 fallen Citizens, Firefighters, and Law Enforcement Officers

## National Reserve Law Officers

*"Voice of the Ultimate Volunteer"*

EST. 1983

Providing Service, Information, and Insurance Coverage for Reserve/Auxiliary Officers for over 20 years  
NRLO is Publisher of "Reserve Law OFFICER"

- ✓ Click here to go directly to the Front Page of the **"Reserve Law OFFICER."**
- ✓ Click here to find out **"What's new in NRLO's "eTraining."**
- ✓ Welcome to RLOAA Members
- ✓ What is a Reserve?

THIS SITE ORIGINATED 2002/03/01 ----- LAST UPDATED 2004/01/04  
(Click here for a note on artwork featuring the Houston County Honor Guard in Alabama)

## Welcome!

Reserve and Auxiliary Police, Sheriff's Deputies, State Troopers, Constables, and all other Law Enforcement Officers! Welcome to all visitors.

Network with **nrlo.net**. Be sure to "bookmark" or put in your "favorites" this Reserve and Auxiliary Law Enforcement Officer **eTraining** and **Publishing** site as NRLO's home on the web. Check back often and witness the continuous evolution of this site. NRLO is providing an interactive, informative, and valuable Reserve Law Enforcement web presence; and this platform is for all Reserves. Consider joining NRLO; check out Membership **benefits** and services.

## NRLO Membership

includes the most *inexpensive* and *extensive*, in-line-of-duty, insurance coverage available anywhere. Membership provides **"in-line-of-duty"** excess **Accident Medical** insurance (up to \$30,000.00), **Accidental Death** payment (\$30,000.00), and **Medical Disability** (\$200.00 weekly) which pays in addition to other coverages held.  
**For details: NRLO Membership Benefits and Services**

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### *"What others are saying about nrlo.net and Membership"*

Click link above for more.

The following quotes are taken from NRLO's recent Guestbook entries.

*"I can't think of a better site for those of us that are members or future members of NRLO. Keep up the great work. The training updates are very cool." (MN)*

*"It is in our Reserve Bylaws that our Reserves have to join NRLO. I would like to get a current list of my Department's Reserves who are members." (OK)*

*"Awesome web site. Keep up the good work. A lot of helpful information." (VA)*

*"Just renewed my membership for 3rd year. Great organization and information for all Reserve Units across the country. (IN)*

*"Enjoyed your web site. Lots of needed information. Thanks! (NM)*

**Click the link above to read more.....**

**Not a NRLO Member?** NRLO still wants to hear from you. Let others across the country know about your group. Send information and photos on your group via e-mail, snail mail, or fax. Your information, stories, and articles do benefit other Reserves. The number of site buttons at the top of this homepage is deceiving, as there are links to many more pages on NRLO's site.

NRLO's Guestbook is one way for first-time (and long-time) visitors to display information: i.e., web site visitor profiles, testimonials, discussion forums, announcements, plus anything else of interest. Let NRLO know about you and about what you think of the site.

Visit NRLO's Portal to the UK, or visit a Reserve/Auxiliary Law Enforcement Unit web site near you, or one on the other side of the country. **Check the "Reserve Law OFFICER" on-line, front page to see what's new.** Check NRLO's Publishing pages to see if your Reserve/Auxiliary Unit is being profiled. If not, let NRLO know. NRLO Members have free web pages available to them (example interactive web page).

The **SOS Bulletin Board and Message Center** is an excellent place on this site for announcements of events, recruitment, equipment sales/swaps, surveys/information gathering, etc. Read Messages from the **NRLO Director** and **NRLO Director of Training**. This site belongs to you. Suggestions and comments are welcome.

**Join NRLO's FREE eTraining Membership.** ( More information ) Sign up today for NRLO's FREE eTraining pages (open to NRLO Members and non-Members). NRLO eTraining Members have access to much needed training information; and this information is presented in a basic, clear, no-nonsense manner by "those in the know." If you are a Reserve/Auxiliary Unit Leader (or just considering the formation of a Unit) let NRLO's Director of Training, Captain Chuck Mantkus, take you through the process of starting a Unit, upgrading a Unit, and get the "basics" for setting up your Unit's training agenda/syllabus. Don't have time to go do the research on recent developments in training techniques and procedures? You don't have to - just come to **nrlo.net**. Get access to NRLO's password-protected training pages and receive updates and information of interest to all Reserve Law Enforcement Officers. See NRLO's **Basic Education for Reserves** . Also use NRLO's new **"Ask an Expert"** form to submit any questions or suggestions you might have - in all fields of Training. (See the definition given of an "Expert.") Check out NRLO's **Guest Editor/Trainer** page to see "who's who" in Reserve Law Enforcement.

Presently being researched for production is a new "NRLO Members Only" site. Developing details will be given in the **"Reserve Law OFFICER on-line,"** as it becomes available. Check back often.

[Back to Top](#)

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## **NRLO Membership**



includes the most *extensive*, in-line-of-duty, insurance coverage available  
Membership provides **"in-line-of-duty"** excess **Accident Medical** insurance (up to \$30,000.00),  
**Accidental Death** payment (\$30,000.00),  
and **Medical Disability** (\$200.00 weekly) which pays in addition to other coverages held.  
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## What is a Reserve?

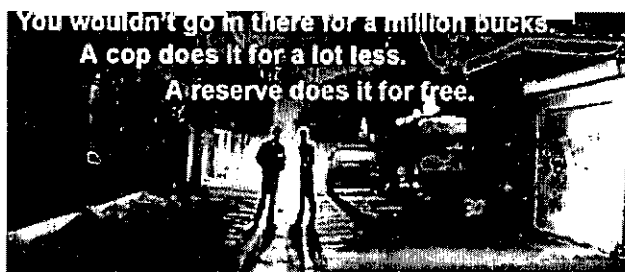


Photo provided to NRLO by Washington D.C. Metropolitan Police Reserve Corps.  
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***Pray for Our Troops***

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**Suggestion:** When navigating this site, click the "link(s)" shown in each headline and/or subject and then use your browser's "back" button to return here (or to other origination points).  
Consider printing this page for distribution at monthly Reserve Meetings or for special presentations.  
"OFFICER" web pages have been specifically designed for easy printing (8-1/2 x 11) in econofast grayscale, or full color.



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# Reserve Law OFFICER

*"Voice of the Ultimate Volunteer"*

NRLO is Publisher of "Reserve Law OFFICER" On-Line  
 Official Publication of National Reserve Law Officers Association  
 P.O. Box 6505, San Antonio, Texas 78209  
 (210) 805-8917 FAX (210) 804-2463

## FRONT PAGE

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What's in the "Reserve Law OFFICER"?

January, 2005

- **Alabama - Jefferson County Sheriff's Department Reserves** *THEY REALLY DO IT ALL!* Their involvement **saves taxpayers** and Department **\$1 million** annually.
- **Amber Alerts** - Go to their web site for the latest information.
- **Colorado - Jefferson County Sheriff's Reserve Awarded NRLO "Outstanding Service Award"**  
 Reserve Deputy Neil Tubbs' actions resulted in the apprehension of four, home invasion robbery suspects who were also suspects involved in a homicide just days prior to the robbery. *ALSO SEE NRLO AWARDS PROFILE PAGE.* Visit Jefferson County's Web Site.
  - See **Jefferson County Sheriff's Reserves Turned "firefighters"**
- **DC - INDEX** to DC's Articles page
  - Click here to go directly to the **Department of Homeland Security's** public web site.
  - **Volunteers in Police Service (VIPS)** program is an effort developed by the U.S. Department of Justice in partnership with the International Association of Chiefs of Police (IACP). This program was created to support President Bush's USA Freedom Corps initiative. Agencies are turning to civilian volunteers to enable Police Officers to be on the front lines, working to make communities safer. Check out their on-line webcast to see what your government thinks of "ULTIMATE VOLUNTEERS." Click here for more information and links to VIPS home page and on-line webcast plus links to the DOJ/OJP and IAGC and Citizen Corps web sites.
    - **NEW - Get the latest issue of the Volunteers in Police Serve (VIPS) Program newsletter** - Previous issues of VIPS can also be found on their web site. The VIPS web site has also launched a new events calendar and on-line event registration page.
  - The "Attorney General" called for Nominations for the Highest Public Safety Officer Award for 2003 - the **Medal of Valor**. Did you get your nominations in on time? See the definition of Public Safety Officer and go to their web site to see who was selected to be that Officer for 2002, announced February 14, 2003. Volunteer Officers are also eligible to receive the Medal. *Get in your nomination for the next selection process.*
  - **NEED A GRANT?** Department of Justice Announces Millions in Grants to Add Officers to America's Streets. COPS gives definitions and procedures and training for securing grants. Most Reserve Units meet most criteria for obtaining grants. More information.
  - **Profile on Washington D.C. Metropolitan Police Reserve Corps**  
 Reserve Corps members may perform the same duties as a regular Officer in the course of augmenting the activities of the Department.  
*Legal Opinion reached on responsibilities of a MPD Reserve Officer's role in Police*

Action. See the opinion now.

- **Metropolitan Police Reserve Corps Level 4 Class 4-02-1 Group Photo**
- **Also see MPD Reserve Corps Receive Homeland Security Grant**

- **Florida - Florida Fish and Wildlife Conservation Commission** - The Reserve Program is made up of dedicated individuals who assist the FWC. They are sworn Law Enforcement Officers who volunteer their time and work under the supervision of FWC Law Enforcement personnel. For more information, links to their extraordinary web site, and to meet FWC's State Reserve Officer Steve Cohen of Broward County (Ft. Lauderdale), click on the link above.
  - **Also see beautiful photographs taken by Officer Cohen of the Queen Mary 2 as she enters Port Everglades, which is in his Patrol area.**
- **Lantana Police Department** - Reserve Lieutenant Alfred Garrison is the second Officer killed in the line-of-duty. A special Memorial for fallen Officers is being constructed. For more information on Lieutenant Garrison and to see a beautiful rendition of the Memorial, click on the link above.
- **Indiana - Delaware County Police** - Delaware County Police Reserves are 100% volunteer and buy all equipment including firearms. They receive no pay but have paid security jobs available at local businesses.
  - **Gary Police Department** - The Gary Police Department, Auxiliary Division. To see a "model" organizational chart for "Community Oriented Police," [click here](#).
  - **Hamilton County Sheriff's Reserve Division** - Hamilton County is the northern adjoining county of Indianapolis, Indiana.
  - **New Albany Auxiliary Police** - New Albany Auxiliary Police held to high level of expertise. Auxiliary Officers possess same high professional skills as full-time Officers.
  - **Tell City Police Department Reserve** - Due to focused, on-going training and to careful selection process, the Tell City Police Reserves have full arrest powers and authorities.
- **Louisiana - DeRitter Police Reserve** - "Answering the HUE and CRY" - An Examination of the 2002 Reserve Police Program of DeRidder, Louisiana. Written by Michael J. Kane, Ph.D., Northwestern State University, Natchitoches. NRLO is proud to introduce Dr. Kane. Have you ever wondered about the origin of today's Police? Dr. Kane reveals this information. Check it out!
- **NEW - Michigan - St. Clair Police Reserves** - NRLO Awards presented to St. Clair Police Reserve Officers; Reserve President, Lieutenant Ronald Boden; and to Chief of Police Donald Barnum. Don't miss this comprehensive profile of one of the country's most outstanding groups of volunteers. Read about their history from the year 1946. Meet Lieutenant Ronald Boden and Chief of Police Donald Barnum. See what headline NEWS written by Lieutenant Boden is coming up for the St. Clair Police Reserve.
- **Minnesota - "The Hastings Police Department has two entities working within it."**
- **New Jersey - Township of West Orange Auxiliary Police Officers** receive Award for their performance during the 9-11 disaster in New York City. ".....On September 11, 2001, as we all know, our world changed. Our jurisdiction is located just 5 miles from the World Trade Towers and is considered one of the best points in New Jersey to observe New York City."
- **New York - NYPD - Auxiliary Police Section** - "The Largest Volunteer Crime Prevention Program in the U.S." In a recent interview, NYPD Captain Angelo Maroulis said he is justifiably proud of the job they do and of the example they set, both in the City and, along with other volunteers, throughout the country.
  - **NEW - Patrol Borough Manhattan North** holds annual graduation ceremony
  - **NEW - A/Captain Hector Reyes (APS HQ)** receives Longevity Service Award
  - **NYPD Officer Pete Cummings** (20th Pct. Auxiliary Coordinator) retires after 20 years of service to the City Of New York.
  - **New York - New York State Association of Auxiliary Police** represents members of Auxiliary, Special & Reserve Departments in New York State. Be sure to check out the special on-line discussion group for NY Officers. **ON-LINE Discussion Group . Get invited to join.** The primary purpose and objective of the Association is to promote and improve the benefits of its members, promote the understanding and cooperation between members of the Association and of the professional Law Enforcement agencies with whom they interact, and



promote the value of Volunteer Law Enforcement programs to the communities they serve. President Glenn Kearney said, "The State Association was not formed to replace any local associations. We are here to help them, not replace them." The NYSAAP also keeps an eye on New York Legislation.

- **NYPD 20th Pct. Auxiliary** - "New York 20th Precinct Community Council" honors the 20th Pct. Auxiliary Police Officers for their contribution to the safety of their community during the "Blackout of 2003," August 14. During the ceremony, a "NRLO Auxiliary Unit Award" was also presented on behalf of the Unit to Auxiliary Captain Daniel Sayers by 20th Pct. Commander James Murtaugh. The Unit was nominated by NYPD 20th Pct. APO Rodney Holmes. See photos of presentations and of attending guests and honored dignitaries including Nassau County Auxiliary Sergeant Glenn Kearney, President of the NYSAAP; 20th Pct. Commander James Murtaugh; Commanding Officer Patrol Borough Manhattan North, Assistant Chief Raymond Diaz; Commander of the Central Park Precinct, Captain Karin Azadian; 20th Pct. Coordinator, NYPD Officer Peter Cummings; and Community Council President Samantha Katz. Go there now.
  - **HONOR OUR HEROEES IN BLUE:** NYPD 20th Pct. APO Rodney Holmes (NRLO's Resource Officer) reminded New York Officers of the **POLICE APPRECIATION WEEKEND** which was held at the Intrepid Sea-Air-Space Museum Pier 86, August 16 & 17. The NYPD and the PAPD put on quite a show. It was FREE to all. APO Holmes has submitted photographs as he attended the celebration for our heroes in blue. [More information.](#)
  - **Auxiliary Captain Daniel Sayers of NYPD 20th** is named "2002 Reserve Law Officer of the Year" Click here for information on Award ceremony.
  - Map of Manhattan Island showing Precinct Divisions and Landmarks submitted by NRLO Resource Officer, APO Rodney E. Holmes, NYPD 20th Pct. Auxiliary. [Meet](#) • APO Holmes.
  - Read APO Holmes' latest message to his Brothers and Sisters who are on duty.
- **NYPD 30th Pct. Auxiliary** - Visit the 30th's new web site.
- **Buffalo, NY - NRLO K-9 Unit pages:** Training Officer Stephen B. Phillips of the Buffalo, New York, Special Police K-9 offers to help provide K-9 training information to NRLO Members and nrlo.net readers. Officer Phillips is the NY State Coordinator for the Eastern States Working Dog Association (ESWDA). Officer Phillips trains dogs in areas of tracking, cadaver detection, and accelerant detection. The ESWDA is anxious to work with part-time Officers, Reserve Officers, and Special Deputies in their K-9 endeavors. More Information.
- **North Carolina - North Carolina Justice Academy**
  - **NEW - Armor Training Academy Instructor Certification Program** - February 21-25, 2005. Following courses being taught - OC Aerosol Projectors ICP, Specialty Impact Munitions ICP, Distraction Devices ICP, and Chemical Munitions ICP.
  - **FREE Computer Crime Courses. CHECK IT OUT!** More information and links to their site. The NCJA Training calendar for January-June, 2004, is now available. The NCJA would like to also announce that there are still openings for its "Problem Solving for Community Police Officers" Course at the Edneyville Campus May 13-14, 2004.
  - **NCJA has set up an on-line demonstration course** to acquaint users with what an on-line course is like before enrollment in an on-line Justice Academy offering.
- **Ohio - Ohio State Highway Patrol Auxiliary - OH Auxiliary has its own "backup" Auxiliary - Retirees (RTRA) come to the aid of fellow Auxiliaries.** In the wake of 9-11, "Retired Troopers" Augment the Auxiliary. **Retired Trooper Reserve Auxiliary (RTRA)** originated.
  - **Charles retires,** Forbes is new Commander of Patrol Auxiliary.
- **Oklahoma - Tulsa Police Law Enforcement Driver Training Unit** in NRLO's new eTraining section titled "Police Driving" written by Captain Travis Yates, Team Leader, Tulsa Police Department. NRLO is proud to introduce Captain Yates.
  - **Police Vehicle Inspections** - Captain Travis Yates explains why regular inspection of the vehicle is one of the most important things that can be done to promote Officer driving safety.
- **Tennessee - Collegedale Police Reserves** - Promotion for Sgt. James Hardeman to Lieutenant - The Collegedale Police Reserves are lead by Chief of Police Dennis Cramer; Liaison Officer, Lieutenant Hardeman; and Unit Leader, Sergeant Terry Smith.
- **Texas - TCLEOSE now has on-line training.** For more information and links to TCLEOSE and to their Training and Information Portal

- **DeWitt County Sheriff's Reserve** - The DeWitt County Reserves come from all walks of life and serve their Community as Reserves and Advanced Reserves.
- **United Kingdom - Portal to the UK** Experience England through the eyes of its "Special Constabulary." Visit their web sites. UK links offered.
  - Report by Chief Area Officer Rod Attewell *European Volunteer Police*.
  - Sector Officer Rob Snow *News from Humberside*.
  - Message from *PoliceSpecials.com* by Andrew Oldham.
- **Washington - City of Fife Police Department Reserves** volunteer 5,163.75 hours.
  - **Dupont Police Department** announces that there are openings in their Reserve Program. More Information.
- **Wisconsin - Wisconsin Rapids Auxiliary Police Unit** Officers awarded NRLO Memberships by Department as reward for meeting 2002 work requirements.
- **West Virginia** - Morgan County Sheriff's Department. NRLO is proud to introduce Reserve Deputy Preston L. "PL" Schoentube - Presenter of NRA's "*Refuse To Be A Victim*" and Certified Instructor. Deputy Schoentube is available for presentations at "preparedness conferences." Find out more about PL now .

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## "Reserve Law OFFICER" New "eTraining" and Basic Education Features

- **Advertising** - Visit NRLO's free advertising page. Do you need a few good fund raiser ideas? Are you a NRLO member who wishes to display special, Law Enforcement-oriented equipment or crafts? Do you wish to be contacted for "exhibiting" your wares at conferences? Advertise with NRLO (it's FREE). For instance, listed below are some of NRLO's most recent "picks":
  - **BUCKLES by Jim** (NRLO can attest to the quality and workmanship of Jim's buckles, keyrings, etc. - great for fundraisers too).
  - Another great fund raiser comes from **PD THROWS** (Their blankets are of the highest material and artistic quality - *get a free sample*).
  - Check out the **TROOPER TRAP** seat belt system (Captain Mantkus said of this invention: "*The Trooper Trap seat belt alarm system is absolutely outstanding.....*")
  - Fund Raiser Ideas by NRLO Director of Training, Captain Chuck Mantkus, in his "**Getting Started**" series in eTraining.
- **"Ask an Expert"** *"Definition of an Expert: (2nd Edition The American Heritage Dictionary) N.1 A person with a high degree of skill in or knowledge of a certain subject. 2.a) The highest grade that can be achieved in "marksmanship." 5) A person who has achieved this grade. ADJ.- Having or demonstrating great skill, dexterity, or knowledge as the result of experience or training.* NRLO is in touch with such professionals through its Membership, and they are sharing with you, the Reserve and Auxiliary Officer. You be in touch with NRLO about your current or latest experiences/training in "preparedness" and in all other areas of Reserve Law Enforcement basic training. The basics are always the best. NRLO's "experts" are giving the Reserve and Auxiliary Officer some straight talking, basic rules in NRLO's "eTraining" pages. (Most pages require NRLO's free eTraining Membership.)
- **NRLO's Photo Gallery from years past.** See pictures from past issues of "*Reserve Law Officer*" which are too good to forget. Also included are rare photos submitted by Otto Vehle, (retired) National Director of "*Reserve Law Officers Of America*" (RLOAA). NRLO is extremely proud to announce that Mr. Vehle is a NRLO Consultant.
- **Meet NRLO's Chaplain:** Michale K. Layne, Ph.D., Th.D., Deputy Marshall, Reserve Police Officer, and President (and Founder of) the St. Paul Christian University in St. Paul, Indiana. Do you want or need "spiritual" advice or consultation? Dr. Layne is here for you. Latest message: "*Stolen: the Ten Commandments*"

- **NRLO "Award" Program** - See list of FREE Awards. Also see Profiles of Recipients.
  - NYPD 20th Pct. Auxiliary receives NRLO Auxiliary Unit Award.  
NRLO Chaplain **'HOMELAND AWARD'** and NRLO Chaplain **'FREEDOM AWARD'** - "Pray for Our Troops" and give them your thanks. Let NRLO know about these Law Enforcement Officers who are serving their country in a two-fold manner. It's FREE.
- **"Conference Central"** - Upcoming Law Enforcement Conferences and new programs of interest to Reserves and to Training Officers and to Training Authors. Let NRLO advertise your upcoming preparedness conference here and in the Events Calendar.
- **NRLO Guest Editor** - This page reads like a "Who's Who" in today's Reserve Law Enforcement.
- **NRLO eTraining Membership** - Sign up for NRLO's "eTraining" and Basic Education Membership" - **IT'S FREE!** Access all of NRLO's "eTraining" Basic Training password protected pages. Check out the some of the features currently available on the "eTraining" and "Basic Training" pages:
  - **Police Driving** NRLO is proud to introduce **"Law Enforcement Driver Training"** written by Captain Tavis Yates, Team Lader, Tulsa Police Law Enforcement Driver Training Unit. Captain Yates maintains the most extensive web site available on the topic of *Law Enforcement Driver Training* ([policedriving.com](http://policedriving.com)). Meet Captain Yates now.
    - **Police Vehicle Inspections** - Captain Travis Yates explains why regular inspection of the vehicle is one of the most important things that can be done to promote Officer driving safety.
  - **Survival/Defensive Tactics Series** by Jon Felperin. Felperin is an Instructor, Police Trainer, a high ranking black belt with over 30 years of experience, and a professional educator. This Los Angeles native specializes in the application of Police defensive tactics including weapons retention, disarming, tactical ground fighting, multiple assailant defense, edged weapons defense, and the use of impact weapons.
    - First in the series is *"Preventing an Attack on Your Life."* In the second article of the series see instructional, martial arts photographs in Felperin's *"A Step in the Right Direction"* and also in the third article *"The Anatomy of an Armbar."* See Felperin's growing INDEX of articles with special, photographic aids showing martial arts steps and stances.
  - **"The First 10 Things To Do at an Accident Scene"** - This article is written by retired Indiana State Police Officer, Joseph E. Badger who was with them for 20 years, the last 10 of which he was "Senior Accident Reconstructionist." At present he is doing private consulting, and he is internationally known as an Accident Reconstruction consultant and author.
    - **Reconstruction Errors.** Captain Mantkus' review: *"A must read for all of Law Enforcement."*
  - In **"Getting Started"** NRLO Director of Training, Captain Chuck Mantkus, aids you in the decision of whether or not a Reserve/Auxiliary Unit is right for your Department.
    - A list of "Advantages" is provided. If you decide that a Reserve Unit would be beneficial to your agency, he guides you through the "origination" process and through the basic "operation" of such a new Unit, including "Chain of Command."
    - Do you know what your state's training requirements are? If you do not have state requirements specifically outlined, Director Mantkus has also supplied a **"Minimum Training"** Syllabus to guide you in forming a first-class, qualified, volunteer Law Enforcement unit. There is a syllabus for Reserve/Auxiliaries with "arrest power" and a syllabus for Reserves/Auxiliaries without "arrest power" and a syllabus for Basic Detention Training.
    - Crime Scene Basics is first in a series of articles covering Basic Education for Reserve Law Enforcement Officers. Director Mantkus gives an insightful look at crime scene basics including particulars in the sighting of, the gathering of, and the handling of "evidence."
    - "Chain of Custody" for evidence is the second in a series of articles covering Basic Education for Reserve Law Enforcement Officers. In this article, Director Mantkus guides you through the "do's and don't's" of the *"evidence collection process"* from acquisition to disposition.
    - **Court Security** by Captain Chuck Mantkus, NRLO Director of Training. Captain Mantkus takes you through the steps on "transporting," "entering," "searches," "contacts," "Judge's preferences," and more. There are three words to describe the bottom line of this article, and they are: "Observe," "Observe," and "Observe!"
  - **"Firearms"** by Donnie W. Daniels author of **"Armed Response."**
    - **Traffic Stops** - *"Traffic stops is one of, if not the most dangerous, duties that Police*

Officers have, along with calls on domestic disturbances."

- **"Identification and Safe Handling of Firearms."** This is another "straight-from-the-hip" shooting training article from Firearms Instructor Daniels. Do you know how to handle a "fully automatic weapon?" Find out now from Firearms Instructor Donnie W. Daniels.
- "Geek Speak" means **"Computer Talk"**; and Constable David Mason (of Henderson County, District 5, Tennessee) tells us about Forensic and high tech, computer crime/issues broken down and translated into English. Meet Constable Mason now.
- **"Patrol Notes"** written by George H. Bercaw, M.A., ABDA, featuring his **Street Assessments** series "Dealing with Emotionally Disturbed Persons in Crisis Situations". This important series includes a short quiz at the conclusion of the article.
  - **Traffic Stops - "Personality Disorders: What You Might expect on Traffic Stops."** Bercaw gives an in-depth look into the world of personality disorders to look for when making traffic stops, complete with a **short quiz** at the conclusion of the article.
  - **LOOK FOR THIS** - Bercaw will soon be publishing a survey to be taken by his readers and by other Reserve Law Enforcement Officers; results will be published in *"The Reserve Law OFFICER"* as they become available.
- **HELICOPTERS** - Share Air Evac experiences with EMS helicopter pilot, Reserve Officer Gerry Stanford of the Eufaula Police Department in Oklahoma. Officer Stanford is asking you to send in questions concerning helicopter evac situations. *As a first responder to an accident, do you know what to do if an air evac is necessary?* Get a Pilot's point of view. Pilot Sanford is calling for questions from his readers. Let him hear from you! Go to his web page now to learn about the **"Golden Hour."** This is an important subject, and we at NRLO believe this series is a must read for all Reserves.
- **"thedogguy.net K-9 Units"** written by Stephen B. Phillips, NY State Coordinator for the Eastern States Working Dog Association / K-9 Training Officer, Buffalo Special Police, Buffalo, New York. **The Association is looking for a few good "Reserves / Auxiliaries/ Volunteers"**. Let Officer Phillips fill you in on how to begin. Plus, visit his great web site!
- **NRLO is seeking information** on subjects of *"combating germ and biological warfare."* See new links to government sites dealing with First Response information. Also look for upcoming articles on WMD and HAZMAT by Officer Brett Sidenbender, St. John Police Department, Indiana.
- **Memorial Page** NRLO salutes Law Enforcement Officers who have died while in the service of their Community and Country in the fight against crime.
- **Message from Captain Chuck Mantkus**, NRLO Director of Training. *"To Protect and Serve"* by less force and more Community Policing. Director Mantkus' messages now include his favorite government links to "Terrorism - First Response" information - GET INFORMED. Also see past messages such as *"Holiday Message"* with a few suggestions to keep you alert and safe, and *"Time for a Review"* - Is your training syllabus up-to-date? Also see *"A Call to Trainers."*
- **Patches** NRLO's on-line patch collection. Do you collect patches? Also refer to NRLO's *"Patch Collectors"* page in the Patches section of nrlo.net.
- **State Training Authorities** Commissions/Councils on Law Enforcement Standards & Training by state. State Reserve/Auxiliary Associations will soon be listed on these same pages. NRLO supports state Reserve/Auxiliary associations, so should you. (Example: **New York - interactive state association page on nrlo.net**) Some Training Academies and select Law Enforcement Agencies are also listed. If your state is not listed, please check back or contact NRLO to send you the appropriate links.
- **Volunteerism is Alive in the U.S.** *"Ultimate Volunteers" save \$Millions for Citizens* by Leon Schumacher, NRLO Director.
- **Welcome RLOAA Members** As of November 10, 2002, **"Reserve Law Officers Association of America"** ceased operations, and all active members have been transferred to NRLO. NRLO is proud to announce that RLOAA's National Director, Otto Vehle, has consented to be a NRLO Consultant and Guest Editor. See **RLOAA's NEWSLETTER** (This is a pdf link - click on link above to go to RLOAA's homepage to download Acrobat Reader.)

**Much More** - Check out the site map to see if your Unit/Department is represented in **nrlo.net's** "Publishing" pages. Or, go back to the top of the home page to select another feature of **nrlo.net**.

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NOTE: Consider printing this page for distribution at your monthly Reserve Meetings or for special presentations. These pages are designed for easy printing in economy, grayscale, or full color.



## What's NEW in NRLO's "eTRAINING" ?

**Get free access to Basic Training pages**

Hosted by Captain Chuck Mantkus NRLO Director of Training  
NRLO Director of Training since 1996



**Free NRLO Membership with "eTraining Member Update" E-mail**  
**Become a NRLO eTraining Member today!**

Become a NRLO "eTraining Member" and have **free** access to NRLO's "eTraining" and Basic Education pages! **You do not have to be a dues-paying NRLO Member** to access the "Basic Training" pages; but you do have to become a registered **"NRLO eTraining Member."** These pages are meant to be helpful and of interest to Reserves/Auxiliary Officers everywhere and to their Departments/Units. Go to "Member Account" page and select **"Sign up,"** and your 10-digit, **computer generated password** will be e-mailed to you after NRLO Management approval. It is important that if you do not receive this password within 24 hours or if you need it approved sooner, you should contact NRLO directly to have it activated **"immediately."** (NOTE: The password can be changed to any password you prefer after signing up. Go to the Member Account page, log in, return to the Member Account page, and select "change password." If you have forgotten your password, send an information request to NRLO and type **"NEED MY PASSWORD"** in the subject line.)

### JOIN NRLOs eTRAINING TODAY!

Check out Captain Chuck Mantkus' **"GETTING STARTED"** series.

This series is a *must read* if you are starting or upgrading your Reserve/Auxiliary Unit. See Director Mantkus' on-line "eTraining" MESSAGE which now includes his favorite government links to "Terrorism" - First Response information.. **GET INFORMED!**



### **WANTED by NRLO**

Stories, Photographs, and Information for NRLO "eTraining" pages on all "preparedness" training and on other specialty Units like **K-9 Units, Marine Units, Aviation Units, all Special Reserve Divisions such as Search and Rescue, First Response, SWAT, etc.** Join NRLO's team of experts today! **Contact Director Mantkus.** Tell him about yourself and what you think about your experiences in "Reserve Law Enforcement." Click on the link above to send us a (Contact NRLO) form. Just let us know it's for Captain Mantkus.

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**This web site is of interest to** NRLO Member and non-Member Reserve/Auxiliary and full-time Peace Officers, Training Officers, and training organizations, and citizens interested in Law Enforcement .

Membership is extended to full-time (and part-time, paid and unpaid) Municipal Law Enforcement Officers; County Sheriff's and Sheriff's Deputies and Police; Constables; State Troopers and Highway Patrol Officers; Reserve Police; Reserve Deputy Sheriff's; Departmental/Agency leaders and administrators; Law Enforcement legislators; national, state, county and local authorities who define, regulate, and govern "Reserve and Regular Law Enforcement Officer Standards and Education." NRLO provides "eTraining" basic educational pages (free registration for access to these pages). NRLO publishes "Reserve Law OFFICER on-line" on this site which profiles Reserve Units and agencies listed by state. This site is also available to "Citizens" interested in Law Enforcement and to participants in agency-sponsored, citizen-based, "**Community Policing**" crime prevention programs (Law Enforcement youth programs and other citizen programs sanctioned by national/state/county/local Law Enforcement Agencies and/or authorities). Please feel free to utilize the information given on this web site with proper credits to NRLO (nrlo.net).

(Note on Artwork featuring the Houston County Honor Guard, Alabama)

### Join NRLO

**Call, write, fax or e-mail National Reserve Law Officers Association**  
**(210) 805-8917**

P.O. Box 6505 San Antonio, Texas 78209 Fax: (210) 804-2463

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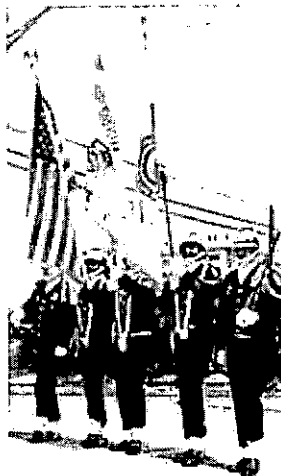


## What is a Reserve?

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<a href="#">Conferences</a>				

### What is a Reserve?

Reserve/Auxiliary Law Enforcement Units are made up of persons who are interested in the welfare of the People and in the protection of property in their community. These persons are of the "Community Policing" ilk as defined by the U.S. Department of Justice, Office of Community Oriented Policing Services (COPS). This country's 400,000+ "ULTIMATE VOLUNTEERS" are Peace Officers who are interested in the principles of "just" and "equitable" Law Enforcement. A well organized Reserve Division serves as a readily available source of properly trained, backup manpower for both large and small Law Enforcement Departments. They join together to assist their local, state, county, and national Law Enforcement agencies in the fight against crime through the performance of their duties - that of effective and reliable back-up for full-time Officers. Reserve/Auxiliary Law Enforcement Officers serve their agencies in routine Department activities, in emergencies, in natural disasters, and in special departmental divisions of expertise. Besides donating many hours per month to their Law Enforcement agencies, many Reserves also hold down full-time jobs; plus most have families. (PHOTOGRAPH: Warrensville Heights Police Reserve Color Guard Unit, from Ohio, participate in the Canadian National Police Memorial Parade in Ottawa, Canada. The photograph was submitted to NRLO by the Warrensville Heights Police Reserve.)



With proper state-authorized training requirements met and with continued education, many Reserves attain full "powers of arrest." It should be understood at the outset of forming a Reserve Unit that Reserve Officers can attain the same powers of arrest as full-time Officers only when full powers are granted to them by the highest state authority (within whatever limitations are imposed by that authority's "definition" of the law or legislation in place). This authority can be the Governor, the State Attorney General, the Secretary of State, a city's or county's governmental council, or other ordinance/proclamation/legislation authority; but most likely, a state will have its own commission or educational entity to set and enforce Reserve Law Enforcement *Standards and Education*.



Training requirements (basic, intermediate, and advanced) are most often spelled out in "state legislation" for Reserve/Auxiliary Law Enforcement Officers. Following basic education, continuous in-service or academy training should be provided in a timely manner for Reserve Officers. (In-service Field Training units should be under the direction of Departmental Senior Officers; and when applicable, they can be under the direction of Reserve or Special Training Officers.)

Because of the high level of training that Reserves are achieving across the country, they are being utilized more and more by progressive, savvy department leaders at all levels of operation, including that of training. During the last 10 years, the NRLO's official publication, "Reserve Law OFFICER", has reported on many department leaders across the country who have stated that it would be difficult to operate their Departments at 100% efficiency levels without the utilization of their Reserves/Auxiliaries.

It is not the purpose of Reserves to take the place of regular, full-time and/or part-time Officers already in place within a Department. It is not the purpose of the Reserves to deter the progress and/or advancement of full-time Officers when Departments increase personnel allotments. As most Reserves pay for their own expenses and work without pay, agencies should be able to afford to train and to hire MORE full-time, paid Officers. (PHOTOGRAPH: Reserve Officer Keith Earney on Traffic Control during Daytona Beach Bike Week in Florida. Photograph taken by R. Edward Morrow, NRLO Membership Assistant Director.)



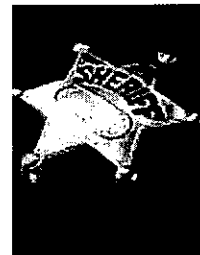
The use of the word "Reserve" on this web site is not intended to imply that it is the only proper word for use by Law Enforcement Agencies when describing their force of volunteers. It is pointed out, however, that "Reserve" is the name most generally used throughout the United States. Some departments call their volunteers "Auxiliary Officers/Deputies." Attention is also directed to the many Auxiliary Police Units which originated and operated under Civil Defense. They may perform the same functions as a force that operates as a Reserve Police Unit. Although Auxiliary describes a volunteer Law Enforcement Officer, it is not used as often as "Reserve." Municipalities generally use the term "Reserve Police" although some may call their Units "Auxiliary Police." Many states have laws which provide for exact terminology; and in some cases, specify other names in order to provide differentiation between types of established Officers. For example, some states permit City Mayors to call up "Special Police," which are usually different from Reserve or Auxiliary Police.

Most Reserves donate their time to their Departments at no cost to the community's tax payers; and in many cases, they must pay out of their own pockets for training, uniforms, equipment, and supplies. Also, Reserves are not always eligible for insurance provided to full-time Officers by the city, county, or state. NRLO strives to provide its Membership with benefits and services which include adequate, cost-effective, in-line-of-duty accident medical insurance coverage and accidental death payments and disability insurance. Please see Benefits and Services for more information.

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NATIONAL RESERVE LAW OFFICERS ASSOCIATION  
P.O. BOX 6505 SAN ANTONIO, TEXAS 78209  
(210) 805-8917 Fax: (210) 804-2463 e-mail: nrloa01@earthlink.net



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Att 3

# Ward County Sheriff Reserve

## 1. Introduction:

A: Allen Schlag, Assistant Chief Ward County Sheriff Reserve.

1. I support House Bill 1192. We are a proven asset to the state and local communities providing support to law enforcement agencies during emergencies, natural disasters, and in special departmental divisions of expertise.

## 2: History:

1. The Ward County Civil Defense Police Auxiliary were founded in 1973 with 50 members.
2. Organized to help flood areas, direct traffic, search and rescue.
3. After permanent dikes were completed, the directors decided that the Auxiliary should be trained in law enforcement and used by the sheriff department, police department and civil defense.

## 3: Present:

1. We transitioned into the Ward County Sheriff Reserve and are issued the identical county uniform.
2. Currently our organization only has 5 officers out of 15 total with a part-time license.
3. On an average year, our officers volunteer approximately 1,500 hours training/riding.
4. We also have a Dive team assigned to us which is utilized often throughout the year.
5. Personnel have transitioned into full time Federal/State/Local agencies.
6. Officer numbers have declined due to the uncertain future of our organization.

Ward County Sheriff Reserve use examples:

1. Largest Anhydrous ammonia spill in North Dakota and probably in the United States.
2. Train Derailment in Burlington (Evacuation of the city)
3. Large functions (State Fair, Hostfest, Threshing show, Parades).
4. Fire Scenes so Officers can stay on patrol.
5. Extra Courthouse security.
6. Guarding prisoners-U.S. Marshal.
7. Bomb Threats to key facilities on Election Day.
8. Search and rescue (Missing People).

4: Vision:

1. Provide the citizens/community of Ward County and surrounding areas fully trained, equipped and licensed individuals to assist in functions not normally accommodated on a daily or routine basis.
2. Transition into a Field Training Officer program, ensuring consistent training requirements and personnel are trained and evaluated constantly.
3. Familiarization with county jail operations and procedures.
4. To provide a stepping stone for career advancement in law enforcement.

5: Closing:

1. Provide a well organized Reserve that stands readily available to backup both large and small community agencies in times of emergency.
2. It has never been our intention to take the place of regular, full-time officers already in place within a department, nor deter the progress or advancement of full-time officers when departments increase personnel allotments.
3. House Bill NO. 1192 is extremely important to our organization as well as other law enforcement agencies throughout the state of North Dakota.
4. Failure of this Bill would result in a loss of valuable community service to those who have depended on our services since the establishment of this organization in 1973.
5. Thank you for your Time and effort on the bill at hand and to listening to our organization.